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May 25, 2004

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND DELIVERY

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Notice of Oral *Ex Parte* Presentations – MM Docket No. 04-75

Dear Ms. Dortch:

On May 21, 2004, Julian L. Shepard and Mark Blacknell, counsel to Max Media of Montana LLC ("Max Media"), met with Johanna Shelton, Legal Advisor to Commissioner Adelstein.

In this meeting, Messrs. Shepard and Blacknell discussed the Request for Expedited Declaratory Ruling ("Request") filed by Max Media on February 25, 2004 regarding Section 73.658(b) of the Commission's Rules, 47 C.F.R. § 73.658(b), and the justification for expedited treatment of this request, *i.e.*, the avoidance of further litigation and the mitigation of injuries to competition, KTGF and Max Media. All data and arguments discussed in this meeting are already reflected in the Request and the Comments and Reply Comments filed in the above-referenced proceeding.

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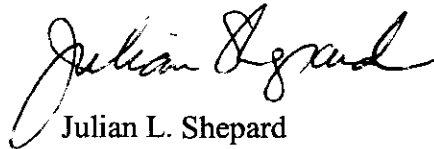
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Pursuant to Section 1.1206(b) of the Commission's Rules, an original and one copy of this letter are being submitted to the Secretary's office, with copies to Johanna Shelton.

Kindly direct any questions regarding this notice to the undersigned.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Julian L. Shepard".

Julian L. Shepard

cc: Johanna Shelton